

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 2469-01
Bill No.: HB 1131
Subject: Courts; Family Law; Children and Minors
Type: Original
Date: March 13, 2015

Bill Summary: This proposal modifies provisions relating to child custody orders

FISCAL SUMMARY

ESTIMATED NET EFFECT ON GENERAL REVENUE FUND			
FUND AFFECTED	FY 2016	FY 2017	FY 2018
Total Estimated Net Effect on General Revenue	\$0	\$0	\$0

ESTIMATED NET EFFECT ON OTHER STATE FUNDS			
FUND AFFECTED	FY 2016	FY 2017	FY 2018
Total Estimated Net Effect on <u>Other</u> State Funds	\$0	\$0	\$0

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 5 pages.

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2016	FY 2017	FY 2018
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FULL TIME EQUIVALENT (FTE)			
FUND AFFECTED	FY 2016	FY 2017	FY 2018
Total Estimated Net Effect on FTE	0	0	0

☐ Estimated Net Effect (expenditures or reduced revenues) expected to exceed \$100,000 in any of the three fiscal years after implementation of the act.

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2016	FY 2017	FY 2018
Local Government	(\$6,200 to Unknown)	(\$6,200 to Unknown)	(\$6,200 to Unknown)

FISCAL ANALYSIS

ASSUMPTION

Oversight was unable to receive some of the agency responses in a timely manner due to the short fiscal note request time. Oversight has presented this fiscal note on the best current information that we have or on prior year information regarding a similar bill. Upon the receipt of agency responses, Oversight will review to determine if an updated fiscal note should be prepared and seek the necessary approval of the chairperson of the Joint Committee on Legislative Research to publish a new fiscal note.

Officials at the **Riverview Gardens School District** assume a cost of \$6,200 per year.

Officials at the **Office of the State Courts Administrator** assume no fiscal impact from this proposal. Any impacts will be reflected in future budget requests.

Officials at the **Department of Mental Health**, the **Office of the State Public Defender**, the **Department of Elementary and Secondary Education** and the **Office of Prosecution Services** each assume no fiscal impact to their respective agencies from this proposal.

Officials at the **Everton RIII School District** assume no fiscal impact from this proposal.

Oversight assumes there could be a cost to local school districts regarding mailings in \$452,375.2, but it is unknown what that cost could be each year from this proposal. Therefore, Oversight will reflect a cost of unknown for local school districts.

<u>FISCAL IMPACT - State Government</u>	FY 2016 (10 Mo.)	FY 2017	FY 2018
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2016 (10 Mo.)	FY 2017	FY 2018
LOCAL SCHOOL DISTRICTS			
<u>Costs - Local School District Funds - mailings</u>	(\$6,200 to <u>Unknown</u>)	(\$6,200 to <u>Unknown</u>)	(\$6,200 to <u>Unknown</u>)
ESTIMATED NET EFFECT ON LOCAL SCHOOL DISTRICTS	(\$6,200 to <u>Unknown</u>)	(\$6,200 to <u>Unknown</u>)	(\$6,200 to <u>Unknown</u>)

FISCAL IMPACT - Small Business

No direct fiscal impact to small businesses would be expected as a result of this proposal.

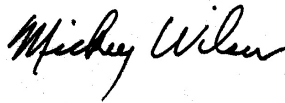
FISCAL DESCRIPTION

This bill requires any judge that has a family court docket or issues orders relating to child custody, dissolution of marriage involving a minor child, or any motion to modify a custody or dissolution order, to attend three hours of annual training about parental alienation. The bill provides that if both parents are awarded joint physical and legal custody equally, neither parent will have an obligation to pay child support to the other parent. Both parents must pay medical expenses equally, provided that the parent providing health insurance for the child receives a credit for the amount of the premiums paid for the child's coverage. A judge must award joint physical and legal custody of the child equally when there are not any compelling circumstances, unless both parents agree otherwise. The bill specifies residence determinations for education and mailing purposes.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Riverview Gardens School District
Office of the State Courts Administrator
Department of Mental Health
Office of the State Public Defender
Department of Elementary and Secondary Education
Office of Prosecution Services
Everton RIII School District



Mickey Wilson, CPA
Director
March 13, 2015

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March 13, 2015